

JAVA Resolution 05-021004



1 **WHEREAS**, the Joint Antelope Valley Authority (JAVA), a joint administrative entity created under
2 the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. § 13-801 et. seq.) by agreement of April 15, 2000 as
3 amended (JAVA Interlocal Agreement) between the Board of Regents of the University of Nebraska, a public
4 body corporate and governing body of the University of Nebraska (University), the City of Lincoln, Nebraska, a
5 municipal corporation (City), and the Lower Platte South Natural Resources District, a political Subdivision of the
6 State of Nebraska (LPSNRD) is now implementing under the JAVA Interlocal Agreement the Phase One Priority
7 Projects of Antelope Valley Amended Draft Single Package; and

8 **WHEREAS**, JAVA has previously approved by-laws, administrative resolution, policies and
9 guidelines for the implementation of the Phase One Priority Projects.

10 **NOW THEREFORE**, be it resolved by the Administrative Board of the Joint Antelope Valley Authority
11 as follows:

12 1. JAVA is hereby authorized to obtain appraisals, title work, relocation, geotechnical and other appropriate
13 studies and also to acquire, including by condemnation if necessary, the following real property pertaining to
14 the Antelope Valley K to Q Street Project including the following tract:

15 a. Antelope Valley K to Q Street Project: Tract 78, a portion of 1800 O St., consisting of a partial tract
16 within KINNEYS O STREET ADD BLOCK 29 LOTS 1 THRU 18 & W240' VAC EAST-WEST
17 ALLEY ADJ.

18 b. Applicable tracts previously acquired from the University of Nebraska and the Nebraska
19 Department of Administrative Services;

20 c. Where necessary due to appraisal studies or other legal or practical reasons, remainder or
21 commonly owned tracts inextricably related to the tracts identified above; and

22 d. Necessary and required temporary and permanent construction easements as approved by the
23 City of Lincoln, for the Project.

24 2. The Chairperson is authorized to direct the same to be accomplished, approve the necessary documents
25 and execute agreements to complete the same.

26 3. The administrative board hereby finds that due to the circumstances related to the owners of the property,
27 and a correlated community revitalization project that there exists unusual and extraordinary circumstances
28 justifying acquisition at this time.

Dated this 10th Day of February 2005.

Introduced by:

Approved by Unanimous Vote of _____, _____, and _____ after public hearing on this 10th Day of February 2005.

Signed:

Joint Antelope Valley Authority

Vice-Chairperson

Glenn Johnson, Chairperson

Approved as to form and Legality

Legal Counsel